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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Unassigned
Art Unit: 2841

In Re PATENT APPLICATION Of:

Applicant : Shinji OHUCHI et al.

Applic. No. : 09/843,650 /

Filed : April 27, 2001

For SEMICONDUCTOR APPARATUS)
APPARATUS AND METHOD)
FOR FABRICATING THE SAME)

Attorney Ref. : IIZ 123

) **RESPONSE TO NOTICE TO**
) **FILE CORRECTED**
) **APPLICATION PAPERS**
)

February 1, 2002

Attention: Initial Patent Examination Division

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to a Notice to File Corrected Application Papers, submitted herewith are the following documents:

- | <u>Item Number</u> | <u>Content</u> |
|--------------------|--|
| 1) | A copy of the Abstract of the Disclosure (which was also provided on October 25, 2001 as part of applicant's response to Notice of Incomplete Reply dated September 26, 2001); |
| 2) | Copy of originally filed Fig. 2 of the application; |
| 3) | Copy of Fig. 12F as originally filed, marked in Red to show proposed correction in numbering of the figure; |

09843650
FEE ENCLOSED: \$
Please charge any further
fee to our Deposit Account
No. 18-0002

- 4) Corrected Formal Drawing for Fig. 12F
- 5) Pages 19-22 of the specification as originally filed;
- 6) Copy of date-stamped post card receipt listing the items of the application as filed on April 27, 2001.
- 7) Copy of text of Japanese Application JP -2001 313349 filed April 28, 2000 (priority application incorporated by reference in present application) with portions corresponding to the pages 19-22 of the present application marked as such;
- 8) Translation of text of Japanese Application JP -2001 313349 corresponding to pages 19-22 of the present application; and
- 9) Copy of Figure of Japanese Application JP -2001 313349 corresponding to Fig. 2 of the present application.
- 10) Copy of the Notice to File Corrected Application Papers.

Should any fee be required, please charge the same to our Deposit Account No. 18-0002 and advise us accordingly.

Respectfully submitted,



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February 1, 2002
Date

SMR:pjl



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D. C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/843,650	04/27/2001	Shinji Ohuchi	IIZ 123

CONFIRMATION NO. 7849

FORMALITIES LETTER



OC000000007154200

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Date Mailed: 12/04/2001

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - more than one figure is present and each figure is not labeled "Fig." with a consecutive Arabic numeral (1, 2, etc.) or an Arabic numeral and capital letter in the English alphabet (A, B, etc.)(see 37 CFR 1.84(u)(1));
- An abstract was not provided for this application. An abstract of the technical disclosure is required under 37 CFR 1.72(b).

The following item(s) appear to have been **omitted** from the application:

- Page(s) **19-22** of the specification (description and claims).
- Figure(s) **2 & 12F** described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

09/843,650

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

A copy of this notice MUST be returned with the reply.

Wen

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE